

JPA

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of  
FORSELL, Peter

Serial No. 10/530,015

Filed: September 26, 2005

For: IMPLANTABLE PUMP FOR OPERATION OF HYDRAULIC IMPLANT



Atty. Ref.: 2333-139

TC/A.U.: 3746; Conf. No. 7845

Examiner: unknown

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August 19, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

As suggested by 37 C.F.R. 1.97, the undersigned attorney brings to the attention of the Patent and Trademark Office the patent documents listed on the attached Form PTO/SB/08/a. Copies of the Office Action issued in corresponding Japanese Application No. JP 2004-541382, dated May 12, 2009 and the English translation thereof are being submitted herewith, as well as copies of the six foreign patent documents listed on the attached Form PTO/SB/08/a.

The five Japanese foreign patent documents listed on the attached Form PTO/SB/08/a were cited in the Japanese Office Action. The foreign patent document WO 99/63907 listed on the attached Form PTO/SB/08/a is an English language document corresponding to the foreign patent document JP 2002-517277, also listed on the attached Form PTO/SB/08/a. U.S. Patent No. 4,408,597 listed on the attached Form PTO/SB/08/a is an English language document corresponding to the foreign patent document JP 58-190437. English language abstracts are provided for the remaining three Japanese foreign patent documents listed on the attached Form

PTO/SB/08/a. Lastly, U.S. Patent No. 4,190,040 cited in the Japanese Office Action is not listed on the attached Form PTO/SB/08/a because it was previously submitted with the Information Disclosure Statement filed on April 1, 2005 with the above-identified application. If the Examiner has any questions regarding these patent documents, the Examiner is urged to contact the undersigned at the telephone number listed below.

This is not to be construed as a representation that a search has been made or that no better prior art exists, or that a patent document is relevant merely because cited.

The Examiner is requested to initial the attached Form PTO/SB/08/a and to return a copy of the initialed document to the undersigned as an indication that the attached patent documents have been considered and made of record.

It is believed that no fee for filing this First Supplemental Information Disclosure Statement is due. However, the Commissioner is hereby authorized to charge any deficiency in the fee that may be due to the deposit account of Nixon & Vanderhye, Account No. 14-1140.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: Robert A. Molan  
Robert A. Molan  
Reg. No. 29,834

RAM:dt  
901 North Glebe Road, 11th Floor  
Arlington, VA 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100